
From: Carlin, Jayne
To: Croxton, Dave
CC: Wu, Jennifer; Henning, Alan; Byrne, Jennifer; Psyk, Christine
Sent: 11/24/2014 1:03:06 PM
Subject: CZARA Statute - Redistributing the withheld 319 funds
Attachments: 6217 Statute.doc

Hi Dave,

You asked what flexibility we have regarding 319 funds withheld from a state for failing to have an EPA/NOAA approvable program under CZARA. I asked Don and he cited the statute that requires us to distribute the withheld funds between all of the approved states. See below.

Jayne

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www.epa.gov/r10earth/tmdl.htm
yosemite.epa.gov/R10/ecocomm.nsf/Watershed+Collaboration/State+Tribal+NPS

From: Waye, Don
Sent: Monday, November 24, 2014 9:48 AM
To: Carlin, Jayne
Cc: Hall, Lynda
Subject: CZARA Statute - Redistributing the withheld 319 funds

Jayne,

Great to talk with you today. See the **green highlighted** words on p. 5 of the CZARA statute, attached and copied below.

(4) Withholding water pollution control assistance. If the Administrator finds that a coastal State has failed to submit an approvable program as required by this section, the Administrator shall withhold from grants available to the State under section 319 of the Federal Water Pollution Control Act [33 USC § 1329], for each fiscal year until such a program is submitted, an amount equal to a percentage of the grants awarded to the State for the preceding fiscal year under that section, as follows:

- (A) For fiscal year 1996, 10 percent of the amount awarded for fiscal year 1995.
- (B) For fiscal year 1997, 15 percent of the amount awarded for fiscal year 1996.
- (C) For fiscal year 1998, 20 percent of the amount awarded for fiscal year 1997.
- (D) For fiscal year 1999 and each fiscal year thereafter, 30 percent of the amount awarded for fiscal year 1998 or other preceding fiscal year.

The Administrator shall make amounts withheld under this paragraph available to States having programs approved pursuant to this subsection.

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